HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

Writ Appeal No. 624 of 2007

Between:

The Directors (Personal),
Singareni Colleries Company Ltd.,
Kothagudem, Karimnagar District & others

... Appellants

And

B. Venkata Raju

... Respondent

:: J U D G M E N T ::

Counsel for the appellants : Shri Nandigam Krishna Rao

Counsel for the respondent : Shri D.D. Phani Kumar for
Shri Srinivasa Reddy Velivela

August 10, 2007

Per G.S. Singhvi, CJ

This is an appeal for setting aside order dated 05.06.2007 passed by the learned Single Judge in W.P.M.P.No.13767 of 2007 in Writ Petition No.11007 of 2007, whereby he directed the non-petitioners (the appellants herein) to allow the writ petitioner (the respondent herein) to continue in service till attaining the age of 60 years.

At the hearing, Shri D.D. Phani Kumar, learned counsel appearing for the respondent brought to our notice that the appellants have already filed an application for vacating the interim order, which is subject matter of challenge in this appeal, and the same is listed

today before the Single Bench. This has not been controverted by the learned counsel for the appellants.

In view of the above, we do not consider it proper to express any opinion on the merits and demerits of the appellants' challenge to the interim order passed by the learned Single Judge and dismiss the appeal with liberty to the appellants to pursue the application filed by them before the learned Single Judge.

As a sequel to dismissal of the writ appeal, W.A.M.P.No. 1261 of 2007 filed by the appellants for interim relief is also dismissed.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

August 10, 2007
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